

A bill for an act relating to the operation of state government; agriculture and veterans affairs; changing certain appropriations; requiring tree care and tree trimming company registration; changing and clarifying certain programs; appropriating money; amending Minnesota Statutes 2008, section 18G.07; Minnesota Statutes 2009 Supplement, sections 190.19, subdivision 2a; 198.003, subdivision 4a; Laws 2007, chapter 45, article 1, section 3, subdivisions 4, as amended, 5, as amended; Laws 2009, chapter 94, article 1, section 3, subdivision 5; article 3, section 2, subdivision 3.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

ARTICLE 1

AGRICULTURE

Section 1. APPROPRIATIONS.

Unless otherwise stated, the sums shown in the columns marked "Appropriations" are added to, or if shown in parentheses, subtracted from the appropriations in Laws 2009, chapter 94, article 1, to the agencies and for the purposes specified in this article. The appropriations are from the general fund, or another named fund, and are available for the fiscal years indicated for each purpose. The figures "2010" and "2011" used in this article mean that the addition to or subtraction from the appropriation listed under them is available for the fiscal year ending June 30, 2010, or June 30, 2011, respectively. Supplemental appropriations and reductions to appropriations for the fiscal year ending June 30, 2010, are effective the day following final enactment.

<u>APPROPRIATIONS</u>	
<u>Available for the Year</u>	
<u>Ending June 30</u>	
<u>2010</u>	<u>2011</u>

2.1 **Sec. 2. AGRICULTURE**

2.2	<u>Subdivision 1. Total Appropriation</u>	\$	<u>(1,217,000)</u>	\$	<u>(1,484,000)</u>
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2.3 The amounts that may be spent for each
2.4 purpose are specified in the following
2.5 subdivisions.

2.6	<u>Subd. 2. Protection Services</u>	<u>(142,000)</u>	<u>(467,000)</u>
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2.7	<u>Subd. 3. Agricultural Marketing and</u>		
2.8	<u>Development</u>	(127,000)	(8,000)

2.9 \$6,000 in 2010 is a reduction for grants to
2.10 farmers for demonstration projects involving
2.11 sustainable agriculture, as authorized in
2.12 Minnesota Statutes, section 17.116.

2.13 \$113,000 in 2010 is a reduction from Laws
2.14 2006, chapter 282, article 10, section 4, for
2.15 the agricultural best management program.

2.16	<u>Subd. 4. Bioenergy and Value-Added</u>		
2.17	<u>Agriculture</u>	(821,000)	(855,000)

2.18 \$821,000 in 2010 and \$855,000 in 2011 are
2.19 reductions from the appropriation for ethanol
2.20 producer payments.

2.21	<u>Subd. 5. Administration and Financial</u>		
2.22	<u>Assistance</u>	(127,000)	(154,000)

2.23 \$23,000 in 2010 and \$36,000 in 2011
2.24 are reductions from the appropriation for
2.25 the dairy development and profitability
2.26 enhancement and dairy business planning
2.27 grant programs established under Laws 1997,
2.28 chapter 216, section 7, subdivision 2, and
2.29 Laws 2001, First Special Session chapter 2,
2.30 section 9, subdivision 2.

2.31 \$1,000 in 2011 is a reduction from the
2.32 appropriation for a grant to the Minnesota
2.33 Livestock Breeders Association.

3.1 \$15,000 in 2011 is a reduction from the
3.2 appropriation for a grant to the Minnesota
3.3 Agricultural Education and Leadership
3.4 Council.

3.5 \$28,000 in 2011 is a reduction from the
3.6 appropriation for payments to county
3.7 and district agricultural societies and
3.8 associations.

3.9 \$3,000 in 2011 is a reduction from the
3.10 appropriation for the Northern Crops
3.11 Institute.

3.12 \$4,000 in 2010 and \$4,000 in 2011 are
3.13 reductions from the appropriation for grants
3.14 to the Minnesota Turf Seed Council for
3.15 basic and applied research on the improved
3.16 production of forage and turf seed related to
3.17 new and improved varieties.

3.18 \$3,000 in 2010 and \$3,000 in 2011 are
3.19 reductions from the appropriation for grants
3.20 to the Minnesota Turf Seed Council for basic
3.21 and applied agronomic research on native
3.22 plants including plant breeding, nutrient
3.23 management, pest management, disease
3.24 management yield, and viability.

3.25 \$28,000 in 2010 and \$30,000 in 2011 are
3.26 reductions from the appropriation for grants
3.27 to Second Harvest Heartland on behalf of
3.28 Minnesota's six Second Harvest food banks
3.29 for the purchase of milk for distribution to
3.30 Minnesota's food shelves and other charitable
3.31 organizations that are eligible to receive food
3.32 from the food banks.

3.33 \$60,000 in 2010 is a reduction from the
3.34 appropriation for the agricultural growth,
3.35 research, and innovation program.

4.1 \$6,000 in 2011 is a reduction from the
4.2 appropriation for transfer to the Board of
4.3 Trustees of the Minnesota State Colleges and
4.4 Universities for mental health counseling
4.5 support to farm families and business
4.6 operators through farm business management
4.7 programs at Central Lakes College and
4.8 Ridgewater College.

4.9 \$1,000 in 2011 is a reduction from the
4.10 appropriation for a grant to the Minnesota
4.11 Horticultural Society.

4.12 \$4,000 in 2010 is a reduction from the
4.13 appropriation for transfer to the University
4.14 of Minnesota Extension service for
4.15 farm-to-school grants to school districts in
4.16 Minneapolis, Moorhead, White Earth, and
4.17 Willmar.

4.18 \$5,000 in 2010 and \$27,000 in 2011 are
4.19 reductions from the appropriation and are
4.20 intended to be a reduction in costs attributed
4.21 to the commissioner's office.

4.22 Subd. 6. **Transfers In**

4.23 Notwithstanding any other law to the
4.24 contrary, the commissioner of management
4.25 and budget shall transfer \$405,000 from
4.26 the agricultural fund to the general fund
4.27 by July 15, 2010. By July 15, 2011, the
4.28 commissioner of management and budget
4.29 will transfer \$629,000 from the agricultural
4.30 fund to the general fund.

4.31 Notwithstanding any other law to the
4.32 contrary, the commissioner of management
4.33 and budget shall transfer \$6,000 from the
4.34 miscellaneous special revenue fund to the
4.35 general fund by July 15, 2010. By July 15,

5.1 2011, the commissioner of management
5.2 and budget shall transfer \$6,000 from the
5.3 miscellaneous special revenue fund to the
5.4 general fund.

5.5 Sec. 3. BOARD OF ANIMAL HEALTH \$ (87,000) \$ (141,000)
5.6 \$87,000 in 2010 and \$141,000 in 2011 is
5.7 from the appropriation for general operations.

5.8 Sec. 4. AGRICULTURE UTILIZATION
5.9 RESEARCH INSTITUTE \$ (382,000) \$ (1,442,000)

5.10 Sec. 5. Minnesota Statutes 2008, section 18G.07, is amended to read:

5.11 **18G.07 TREE CARE AND TREE TRIMMING COMPANY ~~REGISTRY~~**
5.12 **REGISTRATION.**

5.13 Subdivision 1. **Creation of registry.** The commissioner shall maintain a list of all
5.14 persons and companies that provide tree care or tree trimming services in Minnesota.
5.15 All tree care providers, tree trimmers, and persons who remove trees, limbs, branches,
5.16 brush, or shrubs for hire must ~~provide the following information to~~ be registered by the
5.17 commissioner.

5.18 Subd. 1a. **Basic registration.** (a) Tree care or tree trimming companies must
5.19 register annually by providing the following to the commissioner:

5.20 (1) accurate and up-to-date business name, address, and telephone number;

5.21 (2) a complete list of all Minnesota counties in which they work; and

5.22 (3) ~~a complete list of persons in the business who are certified by the International~~
5.23 ~~Society of Arborists~~ a nonrefundable fee of \$25 for initial application or renewing basic
5.24 registration.

5.25 (b) Registration expires December 31, must be renewed annually, and the fee
5.26 remitted by January 7 of the year for which it is issued. In addition, a penalty of ten
5.27 percent of the fee due must be charged for each month, or portion of a month, that the fee
5.28 is delinquent up to a maximum of 30 percent for any application for renewal postmarked
5.29 after December 31.

5.30 Subd. 1b. **Professional registration.** (a) Professional registration is provided to
5.31 identify those companies with qualifications to treat trees for pests or diseases or prune,
5.32 trim, or remove trees from above the ground. Tree care or tree trimming companies may
5.33 obtain annual professional registration by providing the following to the commissioner:

- (1) accurate and up-to-date business name, address, and telephone number;
 - (2) a complete list of all Minnesota counties in which they work;
 - (3) a complete list of persons in the business who have an associate's degree or higher in arboriculture, forestry, or horticulture; a complete list of persons in the business who are certified by the International Society of Arboriculture (ISA), and their ISA certification identification number; and a complete list of persons in the business who are certified by the Minnesota Nursery and Landscape Association (MNLA);
 - (4) as appropriate, evidence of accreditation of the company by the Tree Care Industry Association;
 - (5) a complete list of persons in the business who are licensed pesticide applicators in Minnesota if the company is applying restricted use pesticides;
 - (6) verification by the company that it maintains a Minnesota workers' compensation insurance certificate and that the company maintains a certificate of liability insurance and has a Minnesota sales tax identification number. Companies that prune or trim trees from above the ground must be covered by classification 0106 of the workers' compensation insurance codes; and
 - (7) a nonrefundable fee of \$250 for initial application or renewing a basic registration.
- (b) Registration expires December 31, must be renewed annually, and the fee remitted by January 7 of the year for which it is issued. In addition, a penalty of ten percent of the fee due must be charged for each month, or portion of a month, that the fee is delinquent up to a maximum of 30 percent for any application for renewal not received by the due date.
- Subd. 2. **Information dissemination.** The commissioner shall provide registered tree care companies with information and data regarding any existing or potential regulated forest pest infestations within the state.
- Subd. 3. **Violation.** It is unlawful for a person to provide tree care or tree trimming services in Minnesota without being registered with the commissioner.

Sec. 6. Laws 2007, chapter 45, article 1, section 3, subdivision 4, as amended by Laws 2008, chapter 297, article 1, section 64; and Laws 2008, chapter 363, article 7, section 6, is amended to read:

Subd. 4. **Bioenergy and Value-Added Agricultural Products**

	19,918,000	15,168,000
\$15,168,000 the first year and \$15,168,000 the second year are for ethanol producer		

7.1 payments under Minnesota Statutes, section
7.2 41A.09. If the total amount for which all
7.3 producers are eligible in a quarter exceeds
7.4 the amount available for payments, the
7.5 commissioner shall make payments on a
7.6 pro rata basis. If the appropriation exceeds
7.7 the total amount for which all producers
7.8 are eligible in a fiscal year for scheduled
7.9 payments and for deficiencies in payments
7.10 during previous fiscal years, the balance
7.11 in the appropriation is available to the
7.12 commissioner for value-added agricultural
7.13 programs including the value-added
7.14 agricultural product processing and
7.15 marketing grant program under Minnesota
7.16 Statutes, section 17.101, subdivision 5. The
7.17 appropriation remains available until spent.
7.18 \$3,000,000 the first year is for grants to
7.19 bioenergy projects. The NextGen Energy
7.20 Board shall make recommendations to
7.21 the commissioner on grants for owners of
7.22 Minnesota facilities producing bioenergy,
7.23 organizations that provide for on-station,
7.24 on-farm field scale research and outreach to
7.25 develop and test the agronomic and economic
7.26 requirements of diverse stands of prairie
7.27 plants and other perennials for bioenergy
7.28 systems, or certain nongovernmental
7.29 entities. For the purposes of this paragraph,
7.30 "bioenergy" includes transportation fuels
7.31 derived from cellulosic material as well as
7.32 the generation of energy for commercial heat,
7.33 industrial process heat, or electrical power
7.34 from cellulosic material via gasification
7.35 or other processes. The board must give
7.36 priority to a bioenergy facility that is at

8.1 least 60 percent owned and controlled by
8.2 farmers, as defined in Minnesota Statutes,
8.3 section 500.24, subdivision 2, paragraph
8.4 (n), or natural persons residing in the
8.5 county or counties contiguous to where the
8.6 facility is located. Grants are limited to 50
8.7 percent of the cost of research, technical
8.8 assistance, or equipment related to bioenergy
8.9 production or \$1,000,000, whichever is
8.10 less. Grants to nongovernmental entities
8.11 for the development of business plans and
8.12 structures related to community ownership
8.13 of eligible bioenergy facilities together may
8.14 not exceed \$150,000. The board shall make
8.15 a good faith effort to select projects that have
8.16 merit and when taken together represent a
8.17 variety of bioenergy technologies, biomass
8.18 feedstocks, and geographic regions of the
8.19 state. Projects must have a qualified engineer
8.20 certification on the technology and fuel
8.21 source. Grantees shall provide reports at
8.22 the request of the commissioner and must
8.23 actively participate in the Agricultural
8.24 Utilization Research Institute's Renewable
8.25 Energy Roundtable. No later than February
8.26 1, 2009, the commissioner shall report on
8.27 the projects funded under this appropriation
8.28 to the house and senate committees with
8.29 jurisdiction over agriculture finance. The
8.30 commissioner's costs in administering the
8.31 program may be paid from the appropriation.
8.32 ~~Any unencumbered balance does not cancel~~
8.33 ~~at the end of the first year and is available~~
8.34 ~~in the second year~~ This appropriation is
8.35 available until June 30, 2011.

9.1 \$200,000 the first year is for a grant to the
9.2 Minnesota Turf Seed Council for basic
9.3 and applied agronomic research on native
9.4 plants, including plant breeding, nutrient
9.5 management, pest management, disease
9.6 management, yield, and viability. The grant
9.7 recipient may subcontract with a qualified
9.8 third party for some or all of the basic
9.9 or applied research. The grant recipient
9.10 must actively participate in the Agricultural
9.11 Utilization Research Institute's Renewable
9.12 Energy Roundtable and no later than
9.13 February 1, 2009, must report to the house
9.14 and senate committees with jurisdiction
9.15 over agriculture finance. This is a onetime
9.16 appropriation and is available until spent.

9.17 \$200,000 the first year is for a grant to a joint
9.18 venture combined heat and power energy
9.19 facility located in Scott or LeSueur County
9.20 for the creation of a centrally located biomass
9.21 fuel supply depot with the capability of
9.22 unloading, processing, testing, scaling, and
9.23 storing renewable biomass fuels. The grant
9.24 must be matched by at least \$3 of nonstate
9.25 funds for every \$1 of state funds. The grant
9.26 recipient must actively participate in the
9.27 Agricultural Utilization Research Institute's
9.28 Renewable Energy Roundtable and no
9.29 later than February 1, 2009, must report
9.30 to the house and senate committees with
9.31 jurisdiction over agriculture finance. This is
9.32 a onetime appropriation and is available until
9.33 spent.

9.34 \$300,000 the first year is for a grant to the
9.35 Bois Forte Band of Chippewa for a feasibility
9.36 study of a renewable energy biofuels

10.1 demonstration facility on the Bois Forte
10.2 Reservation in St. Louis and Koochiching
10.3 Counties. The grant shall be used by the Bois
10.4 Forte Band to conduct a detailed feasibility
10.5 study of the economic and technical viability
10.6 of developing a multistream renewable
10.7 energy biofuels demonstration facility
10.8 on Bois Forte Reservation land to utilize
10.9 existing forest resources, woody biomass,
10.10 and cellulosic material to produce biofuels or
10.11 bioenergy. The grant recipient must actively
10.12 participate in the Agricultural Utilization
10.13 Research Institute's Renewable Energy
10.14 Roundtable and no later than February 1,
10.15 2009, must report to the house and senate
10.16 committees with jurisdiction over agriculture
10.17 finance. This is a onetime appropriation and
10.18 is available until spent.

10.19 \$300,000 the first year is for a grant to
10.20 the White Earth Band of Chippewa for a
10.21 feasibility study of a renewable energy
10.22 biofuels production, research, and production
10.23 facility on the White Earth Reservation in
10.24 Mahnomen County. The grant must be used
10.25 by the White Earth Band and the University
10.26 of Minnesota to conduct a detailed feasibility
10.27 study of the economic and technical viability
10.28 of (1) developing a multistream renewable
10.29 energy biofuels demonstration facility on
10.30 White Earth Reservation land to utilize
10.31 existing forest resources, woody biomass,
10.32 and cellulosic material to produce biofuels or
10.33 bioenergy, and (2) developing, harvesting,
10.34 and marketing native prairie plants and seeds
10.35 for bioenergy production. The grant recipient
10.36 must actively participate in the Agricultural

11.1 Utilization Research Institute's Renewable
11.2 Energy Roundtable and no later than
11.3 February 1, 2009, must report to the house
11.4 and senate committees with jurisdiction
11.5 over agriculture finance. This is a onetime
11.6 appropriation and is available until spent.
11.7 \$200,000 the first year is for a grant to the Elk
11.8 River Economic Development Authority for
11.9 upfront engineering and a feasibility study
11.10 of the Elk River renewable fuels facility.
11.11 The facility must use a plasma gasification
11.12 process to convert primarily cellulosic
11.13 material, but may also use plastics and other
11.14 components from municipal solid waste, as
11.15 feedstock for the production of methanol
11.16 for use in biodiesel production facilities.
11.17 Any unencumbered balance in fiscal year
11.18 2008 does not cancel but is available for
11.19 fiscal year 2009. Notwithstanding Minnesota
11.20 Statutes, section 16A.285, the agency must
11.21 not transfer this appropriation. The grant
11.22 recipient must actively participate in the
11.23 Agricultural Utilization Research Institute's
11.24 Renewable Energy Roundtable and no
11.25 later than February 1, 2009, must report
11.26 to the house and senate committees with
11.27 jurisdiction over agriculture finance. This is
11.28 a onetime appropriation and is available until
11.29 spent.
11.30 \$200,000 the first year is for a grant to
11.31 Chisago County to conduct a detailed
11.32 feasibility study of the economic and
11.33 technical viability of developing a
11.34 multistream renewable energy biofuels
11.35 demonstration facility in Chisago, Isanti,
11.36 or Pine County to utilize existing forest

12.1 resources, woody biomass, and cellulosic
12.2 material to produce biofuels or bioenergy.
12.3 Chisago County may expend funds to Isanti
12.4 and Pine Counties and the University of
12.5 Minnesota for any costs incurred as part
12.6 of the study. The feasibility study must
12.7 consider the capacity of: (1) the seed bank
12.8 at Wild River State Park to expand the
12.9 existing prairie grass, woody biomass, and
12.10 cellulosic material resources in Chisago,
12.11 Isanti, and Pine Counties; (2) willing and
12.12 interested landowners in Chisago, Isanti, and
12.13 Pine Counties to grow cellulosic materials;
12.14 and (3) the Minnesota Conservation Corps,
12.15 the sentence to serve program, and other
12.16 existing workforce programs in east central
12.17 Minnesota to contribute labor to these efforts.
12.18 The grant recipient must actively participate
12.19 in the Agricultural Utilization Research
12.20 Institute's Renewable Energy Roundtable and
12.21 no later than February 1, 2009, must report
12.22 to the house and senate committees with
12.23 jurisdiction over agriculture finance. This is
12.24 a onetime appropriation and is available until
12.25 spent.

12.26 Sec. 7. Laws 2007, chapter 45, article 1, section 3, subdivision 5, as amended by Laws
12.27 2008, chapter 297, article 1, section 65, is amended to read:

12.28	Subd. 5. Administration and Financial		
12.29	Assistance	7,338,000	6,751,000
12.30	\$1,005,000 the first year and \$1,005,000		
12.31	the second year are for continuation of		
12.32	the dairy development and profitability		
12.33	enhancement and dairy business planning		
12.34	grant programs established under Laws 1997,		
12.35	chapter 216, section 7, subdivision 2, and		

13.1 Laws 2001, First Special Session chapter 2,
13.2 section 9, subdivision 2 . The commissioner
13.3 may allocate the available sums among
13.4 permissible activities, including efforts to
13.5 improve the quality of milk produced in the
13.6 state in the proportions that the commissioner
13.7 deems most beneficial to Minnesota's dairy
13.8 farmers. The commissioner must submit a
13.9 work plan detailing plans for expenditures
13.10 under this program to the chairs of the
13.11 house and senate committees dealing with
13.12 agricultural policy and budget on or before
13.13 the start of each fiscal year. If significant
13.14 changes are made to the plans in the course
13.15 of the year, the commissioner must notify the
13.16 chairs.

13.17 \$50,000 the first year and \$50,000 the
13.18 second year are for the Northern Crops
13.19 Institute. These appropriations may be spent
13.20 to purchase equipment.

13.21 \$19,000 the first year and \$19,000 the
13.22 second year are for a grant to the Minnesota
13.23 Livestock Breeders Association.

13.24 \$250,000 the first year and \$250,000 the
13.25 second year are for grants to the Minnesota
13.26 Agricultural Education Leadership Council
13.27 for programs of the council under Minnesota
13.28 Statutes, chapter 41D.

13.29 \$600,000 the first year is for grants for
13.30 fertilizer research as awarded by the
13.31 Minnesota Agricultural Fertilizer Research
13.32 and Education Council under Minnesota
13.33 Statutes, section 18C.71. The amount
13.34 available to the commissioner pursuant
13.35 to Minnesota Statutes, section 18C.70,

14.1 subdivision 2, for administration of this
14.2 activity is available until February 1, 2009,
14.3 by which time the commissioner shall
14.4 report to the house and senate committees
14.5 with jurisdiction over agriculture finance.
14.6 The report must include the progress and
14.7 outcome of funded projects as well as the
14.8 sentiment of the council concerning the need
14.9 for additional research funded through an
14.10 industry checkoff fee. The amount available
14.11 for grants is available until June 30, 2011.
14.12 \$465,000 the first year and \$465,000 the
14.13 second year are for payments to county and
14.14 district agricultural societies and associations
14.15 under Minnesota Statutes, section 38.02,
14.16 subdivision 1. Aid payments to county and
14.17 district agricultural societies and associations
14.18 shall be disbursed not later than July 15 of
14.19 each year. These payments are the amount of
14.20 aid owed by the state for an annual fair held
14.21 in the previous calendar year.
14.22 \$65,000 the first year and \$65,000 the second
14.23 year are for annual grants to the Minnesota
14.24 Turf Seed Council for basic and applied
14.25 research on the improved production of
14.26 forage and turf seed related to new and
14.27 improved varieties. The grant recipient may
14.28 subcontract with a qualified third party for
14.29 some or all of the basic and applied research.
14.30 \$500,000 the first year and \$500,000 the
14.31 second year are for grants to Second Harvest
14.32 Heartland on behalf of Minnesota's six
14.33 Second Harvest food banks for the purchase
14.34 of milk for distribution to Minnesota's food
14.35 shelves and other charitable organizations

15.1 that are eligible to receive food from the food
15.2 banks. Milk purchased under the grants must
15.3 be acquired from Minnesota milk processors
15.4 and based on low-cost bids. The milk must be
15.5 allocated to each Second Harvest food bank
15.6 serving Minnesota according to the formula
15.7 used in the distribution of United States
15.8 Department of Agriculture commodities
15.9 under The Emergency Food Assistance
15.10 Program (TEFAP). Second Harvest
15.11 Heartland must submit quarterly reports
15.12 to the commissioner on forms prescribed
15.13 by the commissioner. The reports must
15.14 include, but are not limited to, information
15.15 on the expenditure of funds, the amount
15.16 of milk purchased, and the organizations
15.17 to which the milk was distributed. Second
15.18 Harvest Heartland may enter into contracts
15.19 or agreements with food banks for shared
15.20 funding or reimbursement of the direct
15.21 purchase of milk. Each food bank receiving
15.22 money from this appropriation may use up to
15.23 two percent of the grant for administrative
15.24 expenses.

15.25 \$100,000 the first year and \$100,000 the
15.26 second year are for transfer to the Board of
15.27 Trustees of the Minnesota State Colleges and
15.28 Universities for mental health counseling
15.29 support to farm families and business
15.30 operators through farm business management
15.31 programs at Central Lakes College and
15.32 Ridgewater College.

15.33 \$18,000 the first year and \$18,000 the
15.34 second year are for grants to the Minnesota
15.35 Horticultural Society.

16.1 \$50,000 is for a grant to the University of
16.2 Minnesota, Department of Horticultural
16.3 Science, Enology Laboratory, to upgrade
16.4 and purchase instrumentation to allow
16.5 rapid and accurate measurement of enology
16.6 components. This is a onetime appropriation
16.7 and is available until expended.

16.8 Sec. 8. Laws 2009, chapter 94, article 1, section 3, subdivision 5, is amended to read:

16.9	Subd. 5. Administration and Financial		
16.10	Assistance	8,177,000	7,037,000

16.11	Appropriations by Fund		
16.12		2010	2011
16.13	General	7,377,000	6,237,000
16.14	Agricultural	800,000	800,000

16.15 \$780,000 the first year and \$755,000 the
16.16 second year are for continuation of the dairy
16.17 development and profitability enhancement
16.18 and dairy business planning grant programs
16.19 established under Laws 1997, chapter
16.20 216, section 7, subdivision 2, and Laws
16.21 2001, First Special Session chapter 2,
16.22 section 9, subdivision 2. The commissioner
16.23 may allocate the available sums among
16.24 permissible activities, including efforts to
16.25 improve the quality of milk produced in the
16.26 state in the proportions that the commissioner
16.27 deems most beneficial to Minnesota's dairy
16.28 farmers. The commissioner must submit a
16.29 work plan detailing plans for expenditures
16.30 under this program to the chairs of the house
16.31 of representatives and senate committees
16.32 dealing with agricultural policy and budget
16.33 on or before the start of each fiscal year. If
16.34 significant changes are made to the plans

17.1 in the course of the year, the commissioner
17.2 must notify the chairs.

17.3 \$50,000 the first year and \$50,000 the
17.4 second year are for the Northern Crops
17.5 Institute. These appropriations may be spent
17.6 to purchase equipment.

17.7 \$19,000 the first year and \$19,000 the
17.8 second year are for a grant to the Minnesota
17.9 Livestock Breeders Association.

17.10 \$250,000 the first year and \$250,000 the
17.11 second year are for grants to the Minnesota
17.12 Agricultural Education and Leadership
17.13 Council for programs of the council under
17.14 Minnesota Statutes, chapter 41D.

17.15 \$474,000 the first year and \$474,000 the
17.16 second year are for payments to county and
17.17 district agricultural societies and associations
17.18 under Minnesota Statutes, section 38.02,
17.19 subdivision 1. Aid payments to county and
17.20 district agricultural societies and associations
17.21 shall be disbursed no later than July 15 of
17.22 each year. These payments are the amount of
17.23 aid from the state for an annual fair held in
17.24 the previous calendar year.

17.25 \$1,000 the first year and \$1,000 the second
17.26 year are for grants to the Minnesota State
17.27 Poultry Association.

17.28 \$65,000 the first year and \$65,000 the second
17.29 year are for annual grants to the Minnesota
17.30 Turf Seed Council for basic and applied
17.31 research on the improved production of
17.32 forage and turf seed related to new and
17.33 improved varieties. The grant recipient may
17.34 subcontract with a qualified third party for
17.35 some or all of the basic and applied research.

18.1 \$50,000 the first year and \$50,000 the
18.2 second year are for annual grants to the
18.3 Minnesota Turf Seed Council for basic
18.4 and applied agronomic research on native
18.5 plants, including plant breeding, nutrient
18.6 management, pest management, disease
18.7 management, yield, and viability. The grant
18.8 recipient may subcontract with a qualified
18.9 third party for some or all of the basic
18.10 or applied research. The grant recipient
18.11 must actively participate in the Agricultural
18.12 Utilization Research Institute's Renewable
18.13 Energy Roundtable and no later than
18.14 February 1, 2011, must report to the house of
18.15 representatives and senate committees with
18.16 jurisdiction over agriculture finance.

18.17 \$500,000 the first year and \$500,000 the
18.18 second year are for grants to Second Harvest
18.19 Heartland on behalf of Minnesota's six
18.20 Second Harvest food banks for the purchase
18.21 of milk for distribution to Minnesota's food
18.22 shelves and other charitable organizations
18.23 that are eligible to receive food from the food
18.24 banks. Milk purchased under the grants must
18.25 be acquired from Minnesota milk processors
18.26 and based on low-cost bids. The milk must be
18.27 allocated to each Second Harvest food bank
18.28 serving Minnesota according to the formula
18.29 used in the distribution of United States
18.30 Department of Agriculture commodities
18.31 under The Emergency Food Assistance
18.32 Program (TEFAP). Second Harvest
18.33 Heartland must submit quarterly reports
18.34 to the commissioner on forms prescribed
18.35 by the commissioner. The reports must
18.36 include, but are not limited to, information

19.1 on the expenditure of funds, the amount
19.2 of milk purchased, and the organizations
19.3 to which the milk was distributed. Second
19.4 Harvest Heartland may enter into contracts
19.5 or agreements with food banks for shared
19.6 funding or reimbursement of the direct
19.7 purchase of milk. Each food bank receiving
19.8 money from this appropriation may use up to
19.9 two percent of the grant for administrative
19.10 expenses.

19.11 \$1,000,000 the first year is for the agricultural
19.12 growth, research, and innovation program
19.13 in Minnesota Statutes, section 41A.12.
19.14 Priority must be given to livestock programs
19.15 under Minnesota Statutes, section 17.118.
19.16 Priority for livestock grants shall be given
19.17 to persons who are beginning livestock
19.18 producers and livestock producers who are
19.19 rebuilding after a disaster that was due to
19.20 natural or other unintended conditions. The
19.21 commissioner may use up to 4.5 percent
19.22 of this appropriation for costs incurred to
19.23 administer the program. Any unencumbered
19.24 balance does not cancel at the end of the first
19.25 year and is available in the second year.

19.26 \$100,000 the first year and \$100,000 the
19.27 second year are for transfer to the Board of
19.28 Trustees of the Minnesota State Colleges and
19.29 Universities for mental health counseling
19.30 support to farm families and business
19.31 operators through farm business management
19.32 programs at Central Lakes College and
19.33 Ridgewater College.

20.1 \$18,000 the first year and \$18,000 the
20.2 second year are for grants to the Minnesota
20.3 Horticultural Society.

20.4 Notwithstanding Minnesota Statutes,
20.5 section 18C.131, \$800,000 the first year
20.6 and \$800,000 the second year are from the
20.7 fertilizer account in the agricultural fund
20.8 for grants for fertilizer research as awarded
20.9 by the Minnesota Agricultural Fertilizer
20.10 Research and Education Council under
20.11 Minnesota Statutes, section 18C.71. The
20.12 amount appropriated in either fiscal year must
20.13 not exceed 57 percent of the inspection fee
20.14 revenue collected under Minnesota Statutes,
20.15 section 18C.425, subdivision 6, during the
20.16 previous fiscal year. No later than February
20.17 1, 2011, the commissioner shall report to
20.18 the legislative committees with jurisdiction
20.19 over agriculture finance. The report must
20.20 include the progress and outcome of funded
20.21 projects as well as the sentiment of the
20.22 council concerning the need for additional
20.23 research funds. The appropriation for the
20.24 first year is available until June 30, 2013,
20.25 and the appropriation for the second year is
20.26 available until June 30, 2014.

20.27 \$60,000 the first year is for a transfer to the
20.28 University of Minnesota Extension Service
20.29 for farm-to-school grants to school districts
20.30 in Minneapolis, Moorhead, White Earth, and
20.31 Willmar.

20.32 *\$30,000 is for star farms program*
20.33 *development. The commissioner, in*
20.34 *consultation with other state and local*
20.35 *agencies, farm groups, conservation*

21.1 groups, legislators, and other interested
21.2 persons, shall develop a proposal for a star
21.3 farms program. By January 15, 2010, the
21.4 commissioner shall submit the proposal to
21.5 the legislative committees and divisions
21.6 with jurisdiction over agriculture and
21.7 environmental policy and finance. This is a
21.8 onetime appropriation. * (The preceding
21.9 paragraph beginning "\$30,000 is for star
21.10 farms program" was indicated as vetoed
21.11 by the governor.)
21.12 \$25,000 the first year is for the administration
21.13 of the Feeding Minnesota Task Force, under
21.14 new Minnesota Statutes, section 31.97. This
21.15 is a onetime appropriation.

21.16 ARTICLE 2

21.17 VETERANS AFFAIRS APPROPRIATIONS

21.18 Section 1. VETERANS AFFAIRS.

21.19 The sums shown in the columns marked "Appropriations" are added to, or if shown
21.20 in parentheses, subtracted from the appropriations in Laws 2009, chapter 94, article 3, to
21.21 the agencies and for the purposes specified in this article. The appropriations are from the
21.22 general fund, or another named fund, and are available for the fiscal years indicated for
21.23 each purpose. The figures "2010" and "2011" used in this article mean that the addition
21.24 to or subtraction from the appropriation listed under them is available for the fiscal year
21.25 ending June 30, 2010, or June 30, 2011, respectively. Supplemental appropriations and
21.26 reductions to appropriations for the fiscal year ending June 30, 2010, are effective the
21.27 day following final enactment.

21.28	<u>APPROPRIATIONS</u>		
21.29	<u>Available for the Year</u>		
21.30	<u>Ending June 30</u>		
21.31	<u>2010</u>		<u>2011</u>

21.32 Sec. 2. VETERANS AFFAIRS

21.33	<u>Subdivision 1. Total Appropriation</u>	<u>\$</u>	<u>-0-</u>	<u>\$</u>	<u>1,935,000</u>
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22.1 The amounts that may be spent for each
22.2 purpose are specified in the following
22.3 subdivisions.

22.4	<u>Subd. 2. Veterans Services</u>	<u>-0-</u>	<u>100,000</u>
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22.5 \$100,000 in fiscal year 2011 is for
22.6 compensation for honor guards at the
22.7 funerals of veterans in accordance with the
22.8 program established in Minnesota Statutes,
22.9 section 197.231.

22.10	<u>Subd. 3. Veterans Homes</u>	<u>-0-</u>	<u>1,835,000</u>
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22.11 \$1,360,000 is for operational expenses
22.12 related to the 21-bed addition at the Fergus
22.13 Falls Veterans Home.
22.14 \$475,000 is for start-up expenses related to
22.15 the opening of an adult daycare facility at the
22.16 Minneapolis Veterans Home.

22.17 Sec. 3. Minnesota Statutes 2009 Supplement, section 190.19, subdivision 2a, is
22.18 amended to read:

22.19 Subd. 2a. **Uses; veterans.** Money appropriated to the Department of Veterans
22.20 Affairs from the Minnesota "Support Our Troops" account may be used for:

22.21 (1) grants to veterans service organizations;
22.22 (2) outreach to underserved veterans; ~~and~~
22.23 (3) providing services and programs for veterans and their families; and
22.24 ~~(3)~~ (4) transfers to the vehicle services account for Gold Star license plates under
22.25 section 168.1253.

22.26 Sec. 4. Minnesota Statutes 2009 Supplement, section 198.003, subdivision 4a, is
22.27 amended to read:

22.28 Subd. 4a. **Federal funding.** The commissioner ~~is authorized to~~ may apply for ~~and~~
22.29 accept, and spend federal funding for purposes of this section.

22.30 Sec. 5. Laws 2009, chapter 94, article 3, section 2, subdivision 3, is amended to read:

22.31	<u>Subd. 3. Veterans Homes</u>	<u>43,673,000</u>	<u>43,916,000</u>
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23.1 **Veterans Homes Special Revenue Account.**

23.2 The general fund appropriations made to
23.3 the department may be transferred to a
23.4 veterans homes special revenue account in
23.5 the special revenue fund in the same manner
23.6 as other receipts are deposited according
23.7 to Minnesota Statutes, section 198.34, and
23.8 are appropriated to the department for the
23.9 operation of veterans homes facilities and
23.10 programs.

23.11 **Repair and Betterment.** Of this
23.12 appropriation, \$1,000,000 in fiscal year
23.13 2010 and \$500,000 in fiscal year 2011
23.14 are to be used for repair, maintenance,
23.15 rehabilitation, and betterment activities at
23.16 facilities statewide.

23.17 **Hastings Veterans Home.** \$220,000 each
23.18 year is for increases in the mental health
23.19 program at the Hastings Veterans Home.

23.20 ~~**Food.** \$92,000 in fiscal year 2010 and~~
23.21 ~~\$189,000 in fiscal year 2011 are for increases~~
23.22 ~~in food costs at the Minnesota veterans~~
23.23 ~~homes.~~

23.24 ~~**Pharmaceuticals.** \$287,000 in fiscal year~~
23.25 ~~2010 and \$617,000 in fiscal year 2011 are for~~
23.26 ~~increases in pharmaceutical costs.~~

23.27 ~~**Fuel and Utilities.** \$277,000 in fiscal year~~
23.28 ~~2010 and \$593,000 in fiscal year 2011 are~~
23.29 ~~for increases in fuel and utility costs at the~~
23.30 ~~Minnesota veterans homes.~~

23.31 **Medicare Part D.** \$141,000 in fiscal year
23.32 2010 and \$141,000 in fiscal year 2011 are
23.33 for implementation of Minnesota Statutes,
23.34 section 198.003, subdivision 7.

- 24.1 Sec. 6. EFFECTIVE DATE.
- 24.2 Section 2 is effective the day following final enactment.

APPENDIX
Article locations in 10-5774

ARTICLE 1 AGRICULTURE Page.Ln 1.11

ARTICLE 2 VETERANS AFFAIRS APPROPRIATIONS Page.Ln 21.16